

**TOWN BOARD MEETING
WEDNESDAY, SEPTEMBER 2, 2009; 7:00 P.M.
NEW WINDSOR TOWN HALL
NEW WINDSOR, NEW YORK**

BOARD MEMBERS PRESENT: Supervisor Green, Councilwoman Biasotti, Councilman Lundstrom

OTHER OFFICIALS PRESENT: Comptroller Finnegan, Town Attorney Blythe, Highway Superintendent Fay, Lieutenant Faricellia, Assessor Wiley

ABSENT OFFICIALS: Councilwoman Weyant, Councilwoman Mullarkey

Supervisor Green called to order the Town Board meeting and presided over same.

#1 On Agenda: Minutes

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor approve the minutes of the Public Hearing regarding Vails Gate Fire District Extension and the minutes of the Town Board meeting, held on August 3, 2009, as per the copies posted on the Town Clerk's bulletin board in the Town Hall, and same distributed to each of the Town Board members.

Roll Call: All Ayes

Motion Carried: 3-0

UNFINISHED BUSINESS

HIGHWAY DEPARTMENT

**# 2 On Agenda: Receive And File Permit Bond –
Nannini & Callahan Excavating, Inc.**

Hearing no objection, the Town Board of the Town of New Windsor receive and file Continuation Certificate for Permit Bond #S433014, submitted by Nannini & Callahan Excavating, Inc., in the amount of \$20,000.00, effective for the period of October 9, 2009 to October 9, 2010. The purpose of the Bond is to secure a permit from the Town of New Windsor to perform street openings within the Town, same being referred to the Town Attorney and the Town Highway Superintendent.

WATER DEPARTMENT

**# 3 On Agenda: Motion – Authorization To Advertise For Sealed Bids –
Water Meters**

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor authorize the Town Clerk to advertise pursuant to law, calling for sealed bids for Water Meters. Bids shall be received and publicly opened on the 30th day of September 2009 at 10:00 A.M. (local time); at the office of the Town of New Windsor Town Clerk, 555 Union Avenue, New Windsor, New York. The Town Board of the Town of New Windsor reserves the right to reject any and/or all bids.

Roll Call: All Ayes

Motion Carried: 3-0

SANITATION DEPARTMENT

GENERAL

**# 4 On Agenda: Receive And File Notice of Claim –
“Daniel Lennon vs. Town of New Windsor”**

Hearing no objection, the Town Board of the Town of New Windsor receive and file a Notice of Claim and Notice to Commence an Action Thereon in the matter of “Daniel Lennon against the Town of New Windsor”, same being referred to the Town Attorney.

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**# 5 On Agenda: Receive and File Executed Inter-Municipal Agreement –
Town of Woodbury**

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk a fully executed Inter-Municipal Agreement to provide New Windsor Information Technology services to the Town of Woodbury.

6 On Agenda: Motion – Authorize Solicitor's Permit

Motion by Councilman Lundstrom, with no second that the Town Board of the Town of New Windsor authorize a Solicitor's Permit submitted by Corey McCaw, 11 Estate Blvd., Newburgh, New York, to sell hot dogs, soda and chips in the Town of New Windsor at 1063 Little Britain Road. Permit shall be obtained from the Town Clerk's Office.

Motion died for lack of a second therefore no vote was taken.

7 On Agenda: Officials Reports

The following reports were received, recorded and filed with the Town Clerk:

Fire Prevention	Month of August 2009
Justice Court – Noreen Calderin	Month of August 2009
Justice Court – Richard Thorpe	Month of August 2009
Police Department	Month of August 2009
Recreation Department	Month of August 2009
Town Clerk	Month of August 2009

8 On Agenda: Public Forum

Supervisor Green opened the public forum portion of the meeting by asking if the Board had any comments.

Bert Merolle, Highwood Drive, submitted paperwork to the Supervisor which he said included notices of violation issued by the Town, a letter from the DEC about erosion problems and other items which the Town's code enforcement officers declared to be violations and some correspondence. He said one letter from Mrs. Brock, the association president for Phase 1 and Phase 2 of Windsor Crest to the shareholders, states that Phase 3 is not a part of the association and is still wholly owned by the developer. Another letter is from the management company which states the same thing. Mr. Merolle said he has been trying for three years to get cleanup done in accordance with the town's code with no success. He said that the owner of the property, Mr. Landau, has never been served with the violation notices and he cannot understand why the town is not enforcing its own codes. Mr. Merolle said that five or six valve covers have been missing for several years and are being damaged by exposure. The association was told in 2007 that the covers would be replaced in several months and that still has not been done. He has spoken to the water department and the fire department but since it is private property, there is nothing they can do. He said that the condition of the property up in Windsor Crest is disgraceful and he is surprised that the Town allows it to continue.

Leo Braun asked about the gate valves at the Delaware Aqueduct and if there was anything new. Supervisor Green said the only one who knows what is going on with the aqueduct is the City of New York. Mr. Braun also asked what the situation is with the state police laboratory shutdown and the Supervisor said he only knows what he has read in the newspapers although he has tried contacting the Port Authority for more information.

Carl Stein spoke about the solicitor's permit on tonight's agenda and said that Mr. McCaw's first application was denied with no reason being given. He said Mr. McCaw heard that he was turned down because he was not a veteran and not a resident of the Town. Mr. Stein said the applicant's father was a veteran and had written a letter to the board asking for consideration in granting the solicitor's permit for his son.

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Mr. Stein also said that the applicant, Mr. McCaw, was born and raised in New Windsor before he moved to the Town of Newburgh where he currently resides. He said that the application did not merit a denial and he asked that the board reconsider the application. Supervisor Green said that there was no denial this evening as the motion died due to a lack of a second and it was too late for reconsideration of the motion.

Hearing no one else wishing to speak, Supervisor entertained a motion to close the public forum.

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor close the Public Forum portion of the meeting.

Roll Call: All Ayes

Motion Carried: 3-0

9 On Agenda: Adjourn

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor adjourn the Town Board meeting at 7:20 p.m.

Roll Call: All Ayes

Motion Carried: 3-0

Respectfully submitted,

DEBORAH GREEN
TOWN CLERK

/clc